

**FILED**

**APR 09 2012**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS & MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

NOTICE OF AGENCY ACTION FOR AN ORDER REQUIRING MARION ENERGY TO PLUG AND RECLAIM WELLS; OR FORFEIT SURETY BOND AND AUTHORIZE THE DIVISION TO PLUG AND RECLAIM WELLS LOCATED IN TOWNSHIPS 13 AND 14 SOUTH, RANGE 7 EAST, CARBON COUNTY, UTAH; AND AN ORDER REQUIRING MARION ENERGY TO IMMEDIATELY COMPLY WITH THE NOTICE OF VIOLATION FOR THE WELLS LOCATED IN TOWNSHIPS 12, 13, AND 14 SOUTH, RANGES 7 AND 10 EAST, CARBON COUNTY, UTAH.

**ORDER GRANTING THE MOTION TO  
CONTINUE HEARING**

Docket No. 2011-018

Cause No. 250-02

The Utah Division of Oil, Gas and Mining ("Division") and Marion Energy, Inc. ("Marion") have executed a First Addendum to Agreement for Resolution of Amended Notice Agency Action ("Addendum") revising the prior Agreement for resolution of this matter. Pursuant to the Addendum, the Division at the March 28, 2012 Board Hearing made a verbal motion to continue this matter until the April 25, 2012 Board hearing, while Marion continues to finalize its funding. Under the Addendum, Marion is required to either provide the Division evidence of its sufficient funding to complete the items contained within the Plan of Operation, or the Division's Request for Agency Action shall be set for hearing on the Merits of the Requests at the May 23, 2012 Board hearing. If sufficient funding is obtained, the Request shall be held in abeyance pending the completion of the tasks as specified in the Plan of Operation by July 12, 2012.

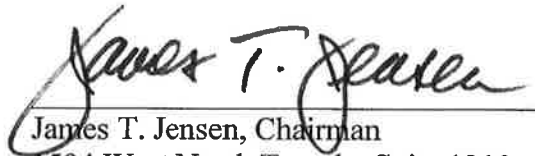
The Utah Board of Oil, Gas, and Mining having reviewed the Addendum and Plan of Operations along with the Stipulated Agreement in the above-captioned matter, heard statements of counsel, and for good cause appearing unanimously voted on March 28, 2012 to continue the matter as requested.

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Now therefore, the Utah Board of Oil, Gas, and Mining, pursuant to Utah Administrative Code R641-106-700, hereby orders that this matter be continued until the Board's regular hearing scheduled on April 25, 2012 at which time Marion's actions will be reviewed under the Addendum and either the Request shall be held in abeyance until July 12, 2012 or a hearing on the Merits of the Request shall be set for May 23, 2012.

DATED this 9<sup>th</sup> day of April, 2012.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING

  
James T. Jensen, Chairman  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116

## CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing ORDER GRANTING THE MOTION TO CONTINUE HEARING for Docket No. 2011-018, Cause No. 250-02 to be mailed with postage prepaid, this 9<sup>th</sup> day of April, 2012, to the following:

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